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**COUNTY ATTORNEY'S OFFICE  
MEMORANDUM**


TO: Board of County Commissioners

FROM: Robert A. McMillan, County Attorney

CONCUR: Pam Hastings, Administrative Manager/Public Works Department  
Mark Flomerfelt, Manager Stormwater Division/Public Works Department

DATE: February 21, 2006

SUBJECT: Rescinding Resolution  
Lockhart Smith Canal



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This memorandum requests the Seminole County Board of County Commissioners (BCC) to approve and adopt the resolution rescinding the previous resolutions relating to the construction of the Lockhart Smith Canal project for which acquisition is complete.

Thank you for your attention to this matter.

RAM:krc

Attachment:  
Rescinding Resolution Lockhart Smith Canal

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RESOLUTION NO. 2006-R-\_\_\_\_\_

SEMINOLE COUNTY, FLORIDA

**RESOLUTION**

**THE FOLLOWING RESOLUTION WAS ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA, AT ITS REGULARLY SCHEDULED MEETING OF \_\_\_\_\_, 2006.**

**WHEREAS**, the Board of County Commissioners of Seminole County approved and adopted Resolutions relating to construction of the Lockhart Smith Canal project; and

**WHEREAS**, acquisition for this project has been completed; and

**WHEREAS**, the Board of County Commissioners of Seminole County desires to adopt this Resolution of Necessity in order to remove from the public records any cloud on the title of property not taken that might result from the Resolutions specified herein.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEMINOLE COUNTY, FLORIDA:**

**Section 1.** The above recitals are adopted as findings and incorporated into the text of this Resolution.

**Section 2.** This Resolution hereby rescinds and repeals the following Resolutions of Necessity adopted for the construction of the Lockhart Smith Canal project:

<u>RESOLUTION NUMBERS</u>	<u>DATE</u>	<u>OR BOOK/PAGE(S)</u>
2003-R-98	05/27/03	04857/1061-1094
2005-R-68	04/12/05	05707/0446-0451

**Section 3.** This Resolution does not rescind the findings of public purpose and necessity for the properties acquired pursuant to the Resolutions of Necessity herein repealed, and shall not affect the validity of any acquisition made pursuant thereto, whether obtained by donation, purchase, order of take or any other means.

**ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2006.

ATTEST:

**BOARD OF COUNTY COMMISSIONERS  
SEMINOLE COUNTY, FLORIDA**

\_\_\_\_\_  
MARYANNE MORSE  
Clerk to the Board of  
County Commissioners of  
Seminole County, Florida.

By: \_\_\_\_\_  
CARLTON D. HENLEY, Chairman  
Date: \_\_\_\_\_

RAM/krc  
02/13/06

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